

DOCKET NO: 245418US2

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
TETSURO MOTOYAMA, ET AL. : EXAMINER: HOANG, HIEU T
SERIAL NO: 10/764,569 :
FILED: JANUARY 27, 2004 : GROUP ART UNIT: 2152
FOR: METHOD AND SYSTEM FOR :
MANAGING VENDOR AND MODEL
INFORMATION IN A MULTI-PROTOCOL
REMOTE MONITORING SYSTEM

**PETITION REQUESTING THE WITHDRAWAL OF HOLDING OF
ABANDONMENT DUE TO NON-RECEIPT OF PRE-INTERVIEW
COMMUNICATION**

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully request that the holding of abandonment for the above-identified application. Application be withdrawn due to the fact that the Pre-Interview Communication mailed by the Patent and Trademark Office on September 17, 2008, was not received by Applicant's Attorneys. The facts concerning this matter are as follows.

Upon receipt of mail from the Patent and Trademark Office in this firm, all mail is opened and logged in a daily computer log. The due date is entered in the firm's computer docketing system. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer and matched with the correct application file. Any due dates resulting from the Patent and Trademark Office mail are also entered in the computer.

When checking the status of this application in PAIR on November 7, 2008, we found a Pre-Interview Communication had been issued on September 17, 2008, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Filing of the Pre-Interview Request.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Pre-Interview Communication dated September 17, 2008. The PTO e-notification was checked for receipt of notification of the Pre-Interview Communication and no communication was received. The Patent Office computerized Mail Log was then checked. All mail received from the Patent and Trademark Office is logged electronically into the mail log by serial number or patent number, along with a description of the mail received, on a daily basis. Mail from the Patent Office is generally received by our firm within two or three days of mailing. The electronic record showed no record of having received the Pre-Interview Communication for the above-identified application (see attached computer printout).

It is believed that the above discussion and documents enclosed herewith clearly prove the non receipt of the Pre-Interview Communication dated September 17, 2008, and therefore, the holding of abandonment was issued in error.

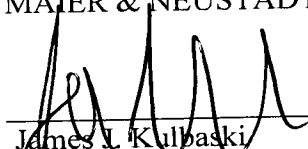
Applicants are concurrently efileing a proposed response and Applicant Initiated Interview Request Form requesting an interview date of December 2, 2008 at 10:00 am.

Applicants believe that no fees are due. If fees are due, please debit our deposit Account No. 15-0030.

Accordingly, it is requested that the holding of abandonment be withdrawn and that prosecution be allowed to continue in the present application.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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Patent Case Information for Docket #: 245418US-5244-5244-2, Application #: 10/764,569	
<div><div>General Case Information</div><div>Actions</div><div>Inventors</div><div>Clients/Entities</div><div>Attorneys</div><div>Assignments</div><div>File Folders</div><div>Incoming Mail Track Entries</div><div>Outgoing Correspondence</div><div>PTO Mail</div><div>02/04/2004 ADV SNC</div><div>06/16/2004 OFR</div><div>08/06/2004 RCRD ASSGN</div><div>03/08/2005 PTO COMM</div><div>08/04/2005 Patent Notice of Publication</div><div>03/13/2006 STATUS REQ RPLY</div><div>11/05/2007 STATUS REQ RPLY</div><div>05/30/2008 1st Action Interview Elig Not</div><div>06/09/2008 STATUS REQ RPLY</div><div>Images</div><div>Filing Receipts</div><div>Parent Cases</div><div>Children Cases</div><div>Specification Information</div><div>Terminal Disclaimers</div><div>PTO Filings</div><div>Incoming Correspondence</div><div>Search Reports</div><div>Cited References (Cited by PTO)</div><div>Cited References (Disclosed by Applicant)</div><div>PTO Communications</div><div>Show Related Cases</div></div> <div><div>General Information</div><div>Patent 1</div><div>Patent 2</div><div>Drawing Information</div><div>Priorities</div><div>Clients/Entities</div></div> <div><div>Case Number: 245418-US</div><div>Country: United States of America</div><div>Title/Mark: METHOD AND SYSTEM FOR MANAGING VENDOR AND MODEL INFORMATION IN A MULTI-PROTOCOL REMOTE MONITORING</div><div>Title/Mark2:</div><div>Case Type: NAT US - U.S. Patent (w/o priority - prompts Foreign Filings)</div><div>Keyword: Pay Status:</div><div>Section: 2 - Elec/Mech Date Opened: 11/12/2003</div><div>Docket Number: 245418US-5244-5244-2</div><div>Family Number: 245418 Tax Schedule: Large</div><div>Status: Pending Status Date: 01/28/2004</div><div>Status</div><div>Description:</div><div>Examiner Name:</div><div>Previous Docket Number: Billing Matter:</div><div>Previous Short Docket Number: Client Matter:</div><div>Docket Number: Transferred In Date: Transferred Out Date: File Destroyed Date:</div><div>00/00/0000 00/00/0000 00/00/0000</div><div>ODS Related Cases:</div><div>Remarks: Status Req - OFR Faxed 6/4/04</div><div>Status Req Reply 3/13/06 - Action Expected in 18 Mos.</div><div>E-Filed P-Amd 7/24/08*</div></div>	

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